

DEPARTMENT OF STATE REVENUE

LETTER OF FINDINGS NUMBER: 00-0358P

Adjusted Gross Income Tax - Penalty
For Calendar Years 1997 and 1998

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ISSUE(S)

I. **Tax Administration** – Penalty

Authority: IC 6-8.1-10-2.1(d); 45 IAC 15-11-2

Taxpayer protests the penalty assessed.

STATEMENT OF FACTS

Taxpayer was audited for calendar years 1996, 1997, and 1998. Upon audit it was discovered that the taxpayer improperly apportioned its income and failed to report its Indiana modifications properly.

Taxpayer protests the penalty and requests a waiver.

I. **Tax Administration** – Penalty

DISCUSSION

Taxpayer provided no reason for its request for penalty waiver.

Taxpayer was assessed a negligence penalty because it failed to correctly apportion its income and report Indiana modifications. Both issues were issues in a prior audit. Taxpayer has not provided reasonable cause.

The department finds that a negligence penalty is proper.

FINDING

Taxpayer's protest is denied.